

2005 DRAFTING REQUEST

Bill

Received: **10/18/2004**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Blaine**

This file may be shown to any legislator: **NO**

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Health - facility licensure**

Extra Copies: **DAK**

Submit via email: **NO**

Pre Topic:

DOA:.....Blaine, BB0191 -

Topic:

Nursing Home Bed Assessment

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rryan 10/20/2004						State
/1		kfollett 10/26/2004	pgreensl 10/26/2004		lnorthro 10/26/2004		State
/2	rryan 01/25/2005	lkunkel 01/25/2005	jfrantze 01/26/2005		mbarman 01/26/2005		

FE Sent For:

<END>

<END>

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/?	rryan	11/10/04 10/26	10/26 p8	10/26 serb			

FE Sent For:

<END>

2003-05 Budget Bill Statutory Language Drafting Request

- Topic: Nursing Home Bed Assessment
- Tracking Code: (Assigned by Government Operations Team)
- SBO team: Health and Insurance
- SBO analyst: Robert Blaine
 - Phone: 267-7980
 - Email: robert.blaine@doa.state.wi.us
- Agency acronym: DHFS
- Agency number: 435

BB0191

Purpose of the draft:

The purpose of the draft would be to amend s. 25.77 (3) to remove the requirement that the amount of GPR-earned deposited in the general fund from the nursing home bed assessment be 45% of the assessment revenue. The specific change would be as follows:

25.77 (3) All moneys received under s. 50.14 (2) from assessments on licensed beds of facilities except ~~\$14,300,000 in fiscal year 2003-04 and \$13,800,000 in fiscal year 2004-05 and, beginning July 1, 2005, 45% in each fiscal year~~ in each fiscal year.

This change would be effective with the passage of the bill.



State of Wisconsin
2005 - 2006 LEGISLATURE

10/29

LRB-05607

RLR: K

In 10/20/04

DOA:.....Blaine - Nursing Home Bed Assessment

RMR

~~FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION~~

Do Not
Gen

- 1 AN ACT ...; relating to: the bed assessment on nursing homes and institutions
- 2 for the mentally retarded, the Medical Assistance trust fund, and making an
- 3 appropriation.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, nursing homes and intermediate care facilities for the mentally retarded (ICFMRs) must pay an assessment on each bed for which they are licensed. A portion of the bed assessment revenues is deposited in the general fund (\$13,800,000 in fiscal year 2004-05, and 45 percent of the revenues starting in fiscal year 2005-06) and the remainder is deposited in the Medical Assistance trust fund. Money in the Medical Assistance trust fund is appropriated for payment of Medical Assistance Program benefits.

This bill provides that in each fiscal year \$13,800,000 of the revenues generated from the nursing home and ICFMR bed assessment shall be deposited in the general fund and the remainder shall be deposited in the Medical Assistance trust fund.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 25.77 (3) [✓] of the statutes is amended to read:

2 25.77 (3) ~~All In each fiscal year, all except \$13,800,000 of the~~ moneys received
3 under s. 50.14 (2) from assessments on licensed beds of facilities ^{no strike} ~~except \$14,300,000~~
4 ~~in fiscal year 2003-04 and \$13,800,000 in fiscal year 2004-05 and, beginning July~~
5 ~~1, 2005, 45% in each fiscal year.~~

History: 2001 a. 13, 16; 2003 a. 33, 129, 318.

6 SECTION 2. 50.14 (2) [✓] (intro.) of the statutes is amended to read:

7 50.14 (2) (intro.) For the privilege of doing business in this state, there is
8 imposed on all licensed beds of a facility an assessment that per calendar month per
9 licensed bed of an intermediate care facility for the mentally retarded may not exceed
10 \$435 in fiscal year 2003-04 and may not exceed \$445 in fiscal year 2004-05 and an
11 assessment that may not exceed \$75 per calendar month per licensed bed of a nursing
12 home. ~~The In each fiscal year, \$13,800,000 of the assessment moneys collected shall~~
13 be deposited in the general fund, ~~except that in fiscal year 2003-04, amounts in~~
14 ~~excess of \$14,300,000, in fiscal year 2004-05, amounts in excess of \$13,800,000, and,~~
15 ~~beginning July 1, 2005, in each fiscal year, amounts in excess of 45% of the money~~
16 ~~received from the assessment~~ [✓] ~~and the remainder~~ shall be deposited in the Medical
17 Assistance trust fund. In determining the number of licensed beds, all of the
18 following apply:

History: 1991 a. 269; 1993 a. 16; 1995 a. 27; 1997 a. 114; 2003 a. 33. ✓

19 SECTION 3. 50.14 (4) of the statutes is amended to read:

1 50.14 (4) Sections 77.59 (1) to (5), (6) (intro.), (a) and (c) and (7) to (10), 77.60
2 (1) to (7), (9) and (10), 77.61 (9) and (12) to (14) and 77.62, as they apply to the taxes
3 under subch. III of ch. 77, apply to the assessment under this section, except that the
4 ~~amount of any assessment~~ amount greater than \$13,800,000 collected under s. 77.59
5 ~~(7) in excess of \$14,300,000 in fiscal year 2003-04, in excess of \$13,800,000 in fiscal~~
6 ~~year 2004-05, and, beginning July 1, 2005, in excess of 45% in each fiscal year in a~~
7 fiscal year shall be deposited in the Medical Assistance trust fund.

8 History: 1991 a. 269; 1993 a. 16; 1995 a. 27; 1997 a. 114; 2003 a. 33.

(END)



State of Wisconsin
2005 - 2006 LEGISLATURE

TODAY

LRB-0560/1

RLR:kjf:pg

1. f. lmk
LDAK

DOA:.....Blaine, BB0191 - Nursing Home Bed Assessment

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Rmre

D-Note

Do NOT Gen budget

1 AN ACT ...; relating to: the bed assessment on nursing homes and institutions
2 for the mentally retarded, the Medical Assistance trust fund, and making an
3 appropriation.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, nursing homes and intermediate care facilities for the mentally retarded (ICFMRs) must pay an assessment on each bed for which they are licensed. A portion of the bed assessment revenues is deposited in the general fund (\$13,800,000 in fiscal year 2004-05, and 45 percent of the revenues starting in fiscal year 2005-06) and the remainder is deposited in the Medical Assistance trust fund. Money in the Medical Assistance trust fund is appropriated for payment of Medical Assistance program benefits.

This bill provides that in each fiscal year \$13,800,000 of the revenues generated from the nursing home and ICFMR bed assessment shall be deposited in the general fund and the remainder shall be deposited in the Medical Assistance trust fund.

INS 1
from 1750



For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 25.77 (3) of the statutes is amended to read:

2 25.77 (3) All In each fiscal year, all except \$13,800,000 of the moneys received
3 under s. 50.14 (2) from assessments on licensed beds of facilities ~~except \$14,300,000~~
4 ~~in fiscal year 2003-04 and \$13,800,000 in fiscal year 2004-05 and, beginning July~~
5 ~~1, 2005, 45% in each fiscal year.~~

6 **SECTION 2.** 50.14 (2) (intro.) of the statutes is amended to read:

7 50.14 (2) (intro.) For the privilege of doing business in this state, there is
8 imposed on all licensed beds of a facility an assessment that per calendar month per
9 licensed bed of an intermediate care facility for the mentally retarded may not exceed

10 ~~\$435~~ ^{\$523 ✓} in fiscal year ~~2003-04~~ ^{2005-06 ✓} and may not exceed ~~\$445~~ ^{\$587 ✓} in fiscal year ~~2004-05~~ ^{2006-07 ✓} and an
11 assessment that may not exceed ~~\$75~~ ^{\$125 ✓} per calendar month per licensed bed of a nursing

12 home. ~~The In each fiscal year, \$13,800,000 of the assessment moneys collected shall~~
13 be deposited in the general fund, ~~except that in fiscal year 2003-04, amounts in~~
14 ~~excess of \$14,300,000, in fiscal year 2004-05, amounts in excess of \$13,800,000, and,~~
15 ~~beginning July 1, 2005, in each fiscal year, amounts in excess of 45% of the money~~
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19 **SECTION 3.** 50.14 (4) of the statutes is amended to read:

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INS 2-18 →

2000-15

1 under subch. III of ch. 77, apply to the assessment under this section, except that the
2 amount of any assessment amount greater than \$13,800,000 collected under s. 77.59
3 (7) ~~in excess of \$14,300,000 in fiscal year 2003-04, in excess of \$13,800,000 in fiscal~~
4 ~~year 2004-05, and, beginning July 1, 2005, in excess of 45% in each fiscal year in a~~
5 fiscal year shall be deposited in the Medical Assistance trust fund.

6 (END)





State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0750/1

DAK:jld:rs

DOA:.....Blaine, BB0246 - Nursing home and ICFMR bed assessment increase

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

INSERT for LRB 0560/2

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

HEALTH

INS 1
Under current law, DHFS[✓] levies, enforces, and collects assessments on all licensed beds of nursing homes and intermediate care facilities for the mentally retarded. The assessments are \$75 per calendar month per licensed bed of a nursing home and \$435 in fiscal year 2003-04 and \$445 in fiscal year 2004-05 per calendar month per licensed bed of an intermediate care facility for the mentally retarded (ICFMR).[✓]

This bill increases the amount of the assessment per licensed bed of a nursing home to up to \$125 per calendar month and the amount of the assessment per licensed bed of an ICFMR[✓] to up to \$523 per calendar month in fiscal year 2005-06 and up to \$587 per calendar month in fiscal year 2006-07.[✓]

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0560/2ins
RLR:.....

1

Ins 2-18:

****NOTE: This is reconciled s. 50.14 (2) (intro.). This SECTION has been affected by drafts with the following LRB numbers: 0560/1 and 0750/1. ✓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0560/2dn
RLR/*mk*

(date)

Robert Blaine,

This draft reconciles LRB-0560/1[✓] and 0750/1[✓]. It replaces LRB-0750[✓] in the compiled bill.

Robin Ryan
Legislative Attorney
Phone: (608) 261-6927
E-mail: robin.ryan@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0560/2dn
RLR:lmk:jf

January 26, 2005

Robert Blaine,

This draft reconciles LRB-0560/1 and 0750/1. It replaces LRB-0750 in the compiled bill.

Robin Ryan
Legislative Attorney
Phone: (608) 261-6927
E-mail: robin.ryan@legis.state.wi.us



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0560/2
RLR&DAK:kjf&lmk:jf

DOA:.....Blaine, BB0191 - Nursing Home Bed Assessment

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, nursing homes and intermediate care facilities for the mentally retarded (ICFMRs) must pay an assessment on each bed for which they are licensed. A portion of the bed assessment revenues is deposited in the general fund (\$13,800,000 in fiscal year 2004-05, and 45 percent of the revenues starting in fiscal year 2005-06) and the remainder is deposited in the Medical Assistance trust fund. Money in the Medical Assistance trust fund is appropriated for payment of Medical Assistance program benefits.

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This bill increases the amount of the assessment per licensed bed of a nursing home to up to \$125 per calendar month and the amount of the assessment per

licensed bed of an ICFMR to up to \$523 per calendar month in fiscal year 2005–06 and up to \$587 per calendar month in fiscal year 2006–07.

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15 ~~amounts in excess of \$13,800,000, and, beginning July 1, 2005, in each fiscal year,~~
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(END)